



***Columbia Falls Aluminum Company***

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Columbia Falls, Montana 59912

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swright@cfaluminum.com

June 25, 2015

**VIA CERTIFIED MAIL 7008 0150 0000 0603 6763: RETURN RECEIPT REQUESTED**

Kelcey Land, Director  
RCRA/CERCLA Technical Enforcement Program  
Office of Enforcement, Compliance, and Environmental Justice  
United States Environmental Protection Agency  
Region 8  
8ENF-RC  
1595 Wynkoop Street  
Denver, CO 80202-1129

**VIA CERTIFIED MAIL 7008 0150 0000 0603 6770: RETURN RECEIPT REQUESTED**

Andrea Madigan, Acting Director  
Legal Enforcement Program  
Office of Enforcement, Compliance, and Environmental Justice  
United States Environmental Protection Agency  
Region 8  
8ENF-L  
1595 Wynkoop Street  
Denver, CO 80202-1129

Dear Ms. Land and Ms. Madigan,

I write on behalf of Columbia Falls Aluminum Company, LLC ("CFAC") in response to your letter to me dated June 9, 2015. With regard to the "Explanation of Potential Liability," CFAC reserves all rights related to this matter, including but not limited to the right to contest its liability under the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA") or other applicable statutes or common law theories.

With regard to the "Invitation to Commence RI/FS Negotiations," CFAC accepts your invitation to negotiate an Administrative Order on Consent ("AOC") to conduct a remedial investigation and feasibility study. Please contact CFAC outside counsel listed below regarding next steps:

Andrew Otis  
Curtis, Mallet-Prevost, Colt & Mosle LLP  
101 Park Avenue  
New York, NY 10178  
Phone (212) 696-6907  
Email: [aotis@curtis.com](mailto:aotis@curtis.com)

I am informed by Mr. Otis that Atlantic Richfield Company's ("ARCO") outside counsel Adam Cohen has stated that ARCO will not accept EPA's invitation to negotiate an AOC and intends to send a separate letter to EPA stating its position.

With regard to the "Demand for Reimbursement of Costs," CFAC requests additional information to support the total amount demanded. Specifically, CFAC requests information regarding the activities of Environmental Protection Agency ("EPA") Staff that comprise the Payroll Direct Costs contained in Enclosure 4 to your letter, any information regarding contractor activity pertaining to invoices that are described in Enclosure 4 and any relevant reports from the EPA's Superfund Cost Recovery Package Imaging and On-Line System ("SCORPIOS") data system.

Sincerely,

  
Steve Wright, Vice President - Environmental Management

cc: Andrew Otis, Curtis, Mallet-Prevost Colt & Mosle, LLP  
Catherine A. Laughner, Browning, Kaleczynyc, Berry & Hoven, P.C.  
Mark Chalfant, EPA, Region 8, 8ENF-L  
Mike Cirian, EPA, Region 8, 8MO  
Scott Wilder, EPA, Region 9, 8ENF-T  
Dianna Lim, EPA, Region 8, 8EPR-S  
Adam Cohen, Davis, Graham & Stubbs, LLP